IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

Summons for Judgment No.494 of l999
in
Sum Suit No.56 of l999

Heena D Matalia..Plaintiff

vs

M/s Elar Fashions Ltd & ors...Defendants

None for plaintiff

Mr M G Gawde for defendant nos l,2,5 and 6

CORAM: S.U.KAMDAR J.

Dated 5.l0.2005

P.C:

. The defendant company was under BIFR. The learned counsel appearing for the defendant stated that the company has come out of the BIFR. In that view of the matter, plaintiff was given notice by my earlier order but none appeared. Thereafter notice is given to the plaintiff pursuant to order dated 3.l0.2005. Inspite of the notice none appears for the plaintiff. In that view of the matter summons for judgement is dismissed. Unconditional leave to defend is granted. Suit is

transferred to the list of Commercial Cause. Written Statement or points of defence to be filed four weeks from today. Affidavits, list of documents to be filed within four weeks thereafter. Inspection within four weeks thereafter. Suit to be posted on board of the learned Judge taking Commercial Cause.

Zerox copies are taken on record and marked P-l collectively.